

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
302 W. WASHINGTON STREET, SUITE E-306
INDIANAPOLIS, INDIANA 46204-2764

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IN THE MATTER OF THE PETITION OF THE)
CITY OF CARMEL, INDIANA, REQUESTING)
THE INDIANA UTILITY REGULATORY)
COMMISSION FOR A DETERMINATION OF THE)
VALUE OF CERTAIN PROPERTY OF THE)
CONSOLIDATED CITY OF INDIANAPOLIS,)
INDIANA, AND ITS DEPARTMENT OF)
WATERWORKS, FOR AUTHORITY TO ISSUE)
BONDS, NOTES, OR OTHER OBLIGATIONS AND)
FOR APPROVAL OF A SCHEDULE OF RATES)
AND CHARGES FOR WATER SERVICE FOR)
ACQUIRED CUSTOMERS.)

CAUSE NO. 42725

FILED

OCT 27 2005

INDIANA UTILITY
REGULATORY COMMISSION

RESPONDENT: THE CONSOLIDATED)
CITY OF INDIANAPOLIS, INDIANA, AND)
ITS DEPARTMENT OF WATERWORKS.)

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

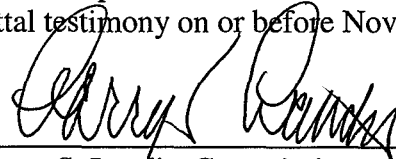
On October 19, 2005, the City of Carmel, Indiana ("Petitioner" or "Carmel") filed a *Motion for Extension of Time to Prefile Rebuttal Testimony* ("Motion"). In its Motion, Carmel requests an extension to prefile its rebuttal testimony from October 28, 2005, to November 7, 2005. Carmel also indicates in its Motion that while the Office of Utility Consumer Counselor ("OUCC") does not object to the request the Respondents, the Consolidated City of Indianapolis and the Department of Waterworks of the Consolidated City of Indianapolis (collectively "Indianapolis"), do object.

On October 20, 2005, Indianapolis filed its *Response to Carmel's Motion for Extension of Time to Prefile its Rebuttal Testimony* ("Response") in which it conditioned its support of Carmel's Motion upon the Commission rescheduling the Evidentiary Hearing in this Cause. Since the filing of Indianapolis' Response, counsel for Carmel, Indianapolis, and the OUCC made an effort to resolve the outstanding scheduling issues and agreed to a continuance of the Evidentiary Hearing to December 6-7, 2005. This understanding is reflected in a Reply filed by Carmel on October 25, 2005.¹

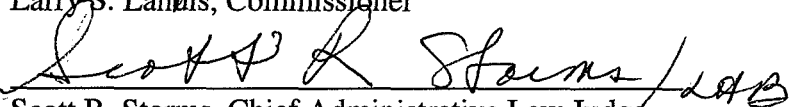
¹ Separately, in response to the docket entry of October 4, 2005 in which the Commission ordered Indianapolis and Carmel to pursue Mediation as proposed in the OUCC's September 7, 2005 *Motion for Commission Ordered Mediation*, the Parties filed a *Joint Notice of Selection of Mediator and Mediation Date* on October 12, 2005, indicating that a mediation session had been scheduled for November 3, 2005, and that the Parties will inform the Commission as to the outcome of said mediation on or before November 11, 2005.

The Presiding Officers, having reviewed the Motion, Response and Reply, find that the Evidentiary Hearing currently scheduled for November 17-18, 2005 shall be continued to December 6-7, 2005 at 9:30 a.m. EST in Conference Center Room #32 of the Indiana Government Center South, Indianapolis, Indiana. The Presiding Officers also find that Carmel should prefile its rebuttal testimony on or before November 11, 2005.

IT IS SO ORDERED.



Larry S. Landis, Commissioner



Scott R. Storms, Chief Administrative Law Judge

DATE

October 27, 2005